

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

**UNITED STATES SECURITIES AND
EXCHANGE COMMISSION**

Plaintiff,

vs.

ELON MUSK,

Defendant.

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No. 1:18-cv-8865-AJN-GWG

AFFIDAVIT OF E. BARRETT ATWOOD

I, E. Barrett Atwood, declare as follows:

1. I am a member in good standing of the bars of the State of California and District of Columbia. There are no pending disciplinary proceedings against me in any state or federal court.
2. I have never been convicted of a felony.
3. I have never been censured, suspended, disbarred, or denied admission or readmission by any court.
4. I do not have any disciplinary proceedings presently pending against me.

I declare under penalty of perjury under the laws of the United States of America, pursuant to 28 U.S.C. § 1746, that the foregoing is true and correct to the best of my knowledge, information, and belief.

Dated: September 28, 2018

/s/ E. Barrett Atwood
E. Barrett Atwood